

DOCKET NO.: 243190US2/and



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

GROUP: 2817

Eiju KOMURO, et al.

SERIAL NO: 10/670,234

EXAMINER: TAKAOKA, DEAN O

FILED: September 26, 2003

FOR: THIN-FILM PIEZOELECTRIC RESONATOR AND METHOD FOR
FABRICATING THE SAME

**APPLICATION OF PREVIOUSLY PAID ISSUE FEE IN
ACCORDANCE WITH SECTION 1308.01 MPEP**

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The above-identified application was withdrawn from Issue after payment of the Issue Fee in the amount of \$1730.00 (Issue Fee \$1400.00 + Pub. Fee \$300.00 + Adv. Patent Copies \$30.00). The application has now been allowed again and since a refund of the previously paid Issue Fee has not been requested, it is now requested that the previously paid Issue Fee be applied to the Issue Fee being paid herewith. Enclosed herewith is a copy of the Petition Granted.

Respectfully Submitted,

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MAIER & NEUSTADT, P.C.

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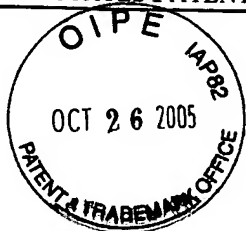
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UNITED STATES PATENT AND TRADEMARK OFFICE



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RECEIVED: 8/18/05
OBLON, SPIVAK, McCLELLAND
MAIER & NEUSTADT, P.C.
DOCKETING DEPT.
Inquiry/Date Docketed: 10-818-05
Type of Request: _____
Due Date(s): _____

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AUG 14 2005

OFFICE OF PETITIONS

ON PETITION

In re Application of
Eiju Komuro et al
Application No. 10/670,234
Filed: September 26, 2003
Attorney Docket No. 243190US2

This is a decision on the petition, filed August 12, 2005, under 37 CFR 1.313(c)(2) to withdraw the above-identified application from issue after payment of the issue fee.


The petition is **GRANTED**.

The above-identified application is withdrawn from issue for consideration of a submission under 37 CFR 1.114 (request for continued examination). See 37 CFR 1.313(c)(2).

Petitioner is advised that the issue fee paid on July 25, 2005 in the above-identified application cannot be refunded. If, however, the above-identified application is again allowed, petitioner may request that it be applied towards the issue fee required by the new Notice of Allowance.¹

Telephone inquiries should be directed to the undersigned at (571) 272-3208.

The examiner of Technology Center AU 2817 will consider the request for continued examination under 37 CFR 1.114.


Karen Creasy
Petitions Examiner
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy

¹ The request to apply the issue fee to the new Notice may be satisfied by completing and returning the new Issue Fee Transmittal Form PTOL-85(b), which includes the following language thereon: "Commissioner for Patents is requested to apply the Issue Fee and Publication Fee (if any) or re-apply any previously paid issue fee to the application identified above." Petitioner is advised that, whether a fee is indicated as being due or not, the Issue Fee Transmittal Form **must** be completed and timely submitted to avoid abandonment. Note the language in bold text on the first page of the Notice of Allowance and Fee(s) Due (PTOL-85).